



Please Direct All Correspondence to Customer Number 20995

TRANSMITTAL LETTER
INFORMATION DISCLOSURE STATEMENT

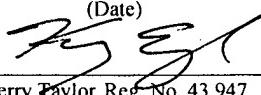
| | | |
|-----------|---|-----------------------------------------------------------------------------------|
| Applicant | : | Jiri SNAIDR et al. |
| App. No | : | 10/574,717 |
| Filed | : | March 23, 2006 |
| For | : | METHOD FOR THE SPECIFIC RAPID DETECTION OF BEVERAGE-SPOILING MICROORGANISMS |
| Examiner | : | Unknown |
| Art Unit | : | Unknown |

CERTIFICATE OF MAILING

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

August 24, 2006

(Date)


Kerry Taylor, Reg. No. 43,947

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Enclosed for filing in the above-identified application are:

- (X) An Information Disclosure Statement and PTO/SB/08 equivalent listing references for consideration:
 - (X) Listing 16 references.
 - (X) Enclosing 16 references.
- (X) Return prepaid postcard.

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Account No. 11-1410.


Kerry Taylor
Registration No. 43,947
Attorney of Record
Customer No. 20,995
(619) 235-8550



INFORMATION DISCLOSURE STATEMENT

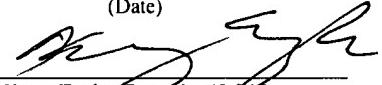
Applicant : Jiri SNAIDR et al.
 App. No : 10/574,717
 Filed : March 23, 2006
 For : METHOD FOR THE SPECIFIC RAPID
 DETECTION OF BEVERAGE-
 SPOILING MICROORGANISMS
 Examiner : Unknown
 Art Unit : Unknown

CERTIFICATE OF MAILING

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

August 24, 2006

(Date)


Kerry Taylor, Reg. No. 43,947

Mail Stop Amendment
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Dear Sir:

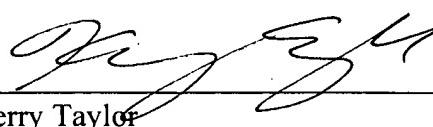
Enclosed for filing in the above-identified application is a PTO/SB/08 Equivalent listing 16 references to be considered by the Examiner. Also enclosed are 16 foreign patent references and/or non-patent literature as listed on the Information Disclosure Statement.

This Information Disclosure Statement is being filed before the receipt of a first Office Action on the merits, and presumably no fee is required. If a first Office Action on the merits was mailed before the mailing date of this Statement, the Commissioner is authorized to charge the fee set forth in 37 C.F.R. § 1.17(p) to Deposit Account No. 11-1410.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: 24 August 2006

By: 

Kerry Taylor
 Registration No. 43,947
 Attorney of Record
 Customer No. 20,995
 (619) 235-8550



**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Multiple sheets used when necessary)

SHEET 1 OF 2

| | |
|----------------------|----------------|
| Application No. | 10/574,717 |
| Filing Date | March 23, 2006 |
| First Named Inventor | Jiri SNAIDR |
| Art Unit | Unknown |
| Examiner | Unknown |
| Attorney Docket No. | ABOHM16.001APC |

U.S. PATENT DOCUMENTS

| Examiner Initials | Cite No. | Document Number Number - Kind Code (if known) Example: 1,234,567 B1 | Publication Date MM-DD-YYYY | Name of Patentee or Applicant | Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear |
|-------------------|----------|---------------------------------------------------------------------------|--------------------------------|-------------------------------|--------------------------------------------------------------------------|
|-------------------|----------|---------------------------------------------------------------------------|--------------------------------|-------------------------------|--------------------------------------------------------------------------|

FOREIGN PATENT DOCUMENTS

| Examiner Initials | Cite No. | Foreign Patent Document Country Code-Number-Kind Code Example: JP 1234567 A1 | Publication Date MM-DD-YYYY | Name of Patentee or Applicant | Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear | T ¹ |
|-------------------|----------|------------------------------------------------------------------------------------|--------------------------------|-----------------------------------------------|--------------------------------------------------------------------------|----------------|
| | 1 | DE 199 34 510 A1 | 01/25/2001 | VERMICON ENGINEERING & MICROBIOLOGY AG | | |
| | 2 | WO 98/55649 A | 12/10/1998 | CHIRON DIAGNOSTICS CORPORATION et al. | | |
| | 3 | WO 00/77259 A | 12/21/2000 | BOSTON PROBES, INC. | | |
| | 4 | WO 01/53316 A | 07/26/2001 | E. & J. GALLO WINERY | | |
| | 5 | WO 02/103043 A | 12/27/2002 | VERMICON AG et al. | | |
| | 6 | WO 03/097868 A | 11/27/2003 | MICROBIOGEN PTY LTD et al. | | |
| | 7 | WO 2004/063699 A | 07/29/2004 | THE OHIO STATE UNIVERSITY RESEARCH FOUNDATION | | |

NON PATENT LITERATURE DOCUMENTS

| Examiner Initials | Cite No. | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | T ¹ |
|-------------------|----------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------|
| | 8 | BRETAGNE, S. et al, "DETECTION OF ASPERGILLUS SPECIES DNA IN BRONCHOALVEOLAR LAVAGE SAMPLES BY COMPETITIVE PCR," JOURNAL OF CLINICAL MICROBIOLOGY, WASHINGTON, DC, US, vol. 33, no. 5, may 1995 (1995-05), pages 1164-1168, XP000874668, ISSN: 0095-1137 | |
| | 9 | DATABASE EMBL [Online], 2 November 2002 (2002-11-02), "CG0215. f1 Candida glabrata Random Genomic Library Candida glabrata genomic clone CG0215, DNA sequence." XP002319769, retrieved from EBI accession no. EM_PRO:BZ293221, Database accession no. BZ293221 | |
| | 10 | DATABASE EMBL [Online], 2 November 2002 (2002-11-02), "KD2317. p1 Kluyveromyces delphensis Random Genomic Library Kluyveromyces delphensis genomic clone KD2317, DNA sequence." XP002319768, retrieved from EBI accession no. EM_PRO:BZ303298, Database accession no. BZ303298 | |
| | 11 | JAMES, S. A. et al., "Use of an rRNA internal transcribed spacer region to distinguish phylogenetically closely related species of the genera Zygosaccharomyces and Torulaspora," INTERNATIONAL JOURNAL OF SYSTEMATIC BACTERIOLOGY, SOCIETY FOR GENERAL MICROBIOLOGY, READING, GB, vol. 46, no. 1, January 1996 (1996-01), pages 189-194, XP002102425, ISSN: 0020-7713 | |

Examiner Signature

Date Considered

*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

T¹ - Place a check mark in this area when an English language Translation is attached.

| | | | |
|----------------------------------------------------------|--|----------------------|----------------|
| INFORMATION DISCLOSURE STATEMENT BY APPLICANT | | Application No. | 10/574,717 |
| | | Filing Date | March 23, 2006 |
| | | First Named Inventor | Jiri SNAIDR |
| | | Art Unit | Unknown |
| (Multiple sheets used when necessary) | | Examiner | Unknown |
| SHEET 2 OF 2 | | Attorney Docket No. | ABOHM16.001APC |

NON PATENT LITERATURE DOCUMENTS

| Examiner Initials | Cite No. | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | T ¹ |
|-------------------|----------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------|
| | 12 | MORRISON, L. E. et al., "Solution-phase detection of polynucleotides using interacting fluorescent labels and competitive hybridization," ANALYTICAL BIOCHEMISTRY, ACADEMIC PRESS, NEW YORK, NY, US, vol. 183, no. 2, December 1989 (1989-12), pages 231-244, XP002113097, ISSN: 0003-2697 | |
| | 13 | NOVAK, R. et al., "COMPEITITVE DNA HYBRIDIZATION IN MICROTIRE PLATES FOR CHICKEN ANAEMIA VIRUS," MOLECULAR AND CELLULAR PROBES, ACADEMIC PRESS LTD, GB, vol. 15, no. 1, February 2001 (2001-02), pages 1-11, XP001147365, ISSN: 0890-8508 | |
| | 14 | R.I. Amann, W. Ludwig and K.-H. Schleifer, 1995, "Phylogenetic identification and <i>in situ</i> detection of individual microbial cells without cultivation," Microbiol. Rev. 59, pp 143-169 | |
| | 15 | TORTORELO, M. L., et al., "DIRECT ENUMERATION OF ESCHERICHIA COLI AND ENTERIC BACTERIA IN WATER, BEVERAGES AND SPROUTS BY 16S rRNA IN SITU HYBRIDIZATION," FOOD MICROBIOLOGY, ACADEMIC PRESS LTD, LONDON, GB, vol. 17, no. 3, June 2000 (2000-06), pages 305-313, XP001077708, ISSN: 0740-0020 | |
| | 16 | Woese, C.R., 1987, "Bacterial evolution," Microbiol. Rev. 51, pp 221-271 | |

2701623/062106

| | |
|--------------------|-----------------|
| Examiner Signature | Date Considered |
|--------------------|-----------------|

*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

T¹ - Place a check mark in this area when an English language Translation is attached.